

5. Good cause exists for granting Plaintiffs' motion. Defendants filed a new affidavit a week after filing their Second Modification Motion. This affidavit contains new allegations and information in support of Defendants' Second Modification Motion. Plaintiffs would be prejudiced by having only seven days instead of fourteen days to assess, review, and potentially respond to this affidavit. Consistent with Local Rule 7(b)(4), allowing an extra week will provide sufficient time for Plaintiffs to prepare their response.
6. Pursuant to Local Rule 7(b)(1), the United States of America does not oppose, and Defendants oppose this motion.

Given the straightforward nature of this motion, the Plaintiffs respectfully request that the Court waive the requirement for an accompanying memorandum, pursuant to Local Rule 7(b)(4).

WHEREFORE, Plaintiffs respectfully request that this Court grant their motion for a one-week extension of time until June 8, 2023 to file their Response to the Defendants' Second Modification Motion.

Dated: May 26, 2023

Respectfully submitted,

s/ Fred L. Banks, Jr.

Fred L. Banks, Jr.
Phelps Dunbar LLP
Mississippi State Bar No. 1733
4270 I-55 North
Jackson, MS 39211-6391
Tel: (601) 360-935
Fax: (601) 360-9777
fred.banks@phelps.com

s/ John S. Cusick

Natasha Merle
John S. Cusick
Legal Defense Fund
40 Rector Street, 5th Floor
New York, New York 10006
Tel: (212) 965-2200
Fax: (212) 226-7592
jcusick@naacpldf.org

Counsel for Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that on the 26th day of May, 2023, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which sent notification of such filing to all counsel of record.

John S. Cusick

John S. Cusick
Legal Defense Fund
40 Rector Street, 5th Floor
New York, New York 10006
Tel: (212) 965-2200
Fax: (212) 226-7592
jcusick@naacpldf.org